

OFFICIAL GAZETTE



GOVERNMENT OF GOA

NOTE:— There is one Extraordinary issue to the Official Gazette Series I No. 46 dated 11-2-99 namely:

Extraordinary dated 11-2-99 from pages 649 to 654 regarding Notification from Department of Social Welfare (Directorate of Women and Child Development).

GOVERNMENT OF GOA

Department of Labour

Notification

VI/FAC-6/Par/L-1/99-IFB/349

The following draft amendment which the Government of Goa proposes to make to the Goa, Daman and Diu Factories Rules, 1985, is hereby pre-published as required by section 115 of the Factories Act, 1948 (Central Act 63 of 1948), for information of the persons likely to be affected thereby, and notice is hereby given that the said draft amendment will be taken into consideration by the Government of Goa on the expiry of three months from the date of publication of this Notification in the Official Gazette.

Any objections or suggestions to the said draft amendment may be forwarded to the Secretary to the Government of Goa, Labour Department, Secretariat, Panaji, before the expiry of three months from the date of publication of this Notification in the Official Gazette.

DRAFT AMENDMENT

In exercise of the powers conferred by section 112 of the Factories Act, 1948 (Central Act 63 of 1948), and all other powers enabling it in that behalf, the Government of Goa hereby makes the following rules so as further to amend the Goa, Daman and Diu Factories Rules, 1985, as follows:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Factories (Eighth Amendment) Rules, 1999.

(2) They shall come into force at once.

2. *Amendment of rule 19.*— In rule 19 of the Goa, Daman and Diu Factories Rules, 1985 (hereinafter called the 'Principal Rules'),—

(i) in sub-rule (4),—

(a) in clause (a), for the words "rupee one", the words "rupees ten" shall be substituted;

(b) in clause (b), for the words "fifty paise", the words "five rupees" shall be substituted;

(ii) in sub-rule (5), after clause (c), the following shall be inserted, namely:—

"(d) the Chief Inspector of Factories has reasons to believe that the workers shall be subjected to pre-employment medical check up at the time of joining the organisation and periodical medical examination every five years upto the age of 45 years and thereafter every three years."

3. *Amendment of rule 42.*— In rule 42 of the principal Rules,

(i) for clause (b), the following shall be substituted, namely:—

"(b) from any other source approved in writing by the Medical Inspector of Factories.

(ii) after clause (b), the following paragraph shall be inserted, namely:—

"The water so supplied shall be kept in suitable vessels, receptacles or tanks fitted with taps, having dust proof covers, and placed on raised stands or platforms in shade and having suitable arrangement of drainage to carry away the waste water. Such vessels, receptacles or tanks shall be kept clean and the water replaced at least once every day. Also, all practicable measures shall be taken to ensure that the water is free from contamination".

4. *Omission of rule 43.*— Rule 43 of the principal Rules shall be omitted.

5. *Amendment of rule 90-N.*— In rule 90-N of the principal Rules, after sub-rule (6), the following sub-rule shall be inserted, namely:—

“(7) All the factories shall maintain and keep the health record of every worker upto a minimum period of 40 years from the beginning of the employment or 15 years after retirement or cessation of employment, whichever is later”.

6. *Amendment of rule 90-O.*— In rule 90-O of the principal Rules,—

(i) for sub-rule (2), the following shall be substituted, namely:—

“(2) The Factory Medical Officer required to be appointed under sub-rule (1), shall have qualifications included in *Schedules to the Medical Degrees Act, 1916*, (Act 7 of 1916) or in the *Schedules to the Medical Council Act, 1956*, (Act 41 of 1956) and possesses Diploma in Occupational and Industrial Health offered by any recognised University. Within one month of the appointment of Factory Medical Officer, the occupier of the factory shall furnish to the Chief Inspector the following particulars:

- (a) Name and address of the Factory Medical Officer;
- (b) Qualifications;
- (c) Experience, if any, and;
- (d) The sub-rule i.e. (1)(a) or (1)(b) or (1)(c) under which he is appointed;

(ii) sub-rules (3) and (4) shall be omitted.

7. *Amendment of rule 131.*— In rule 131 of the principal Rules, in sub-rule (5), for the words “till the expiry of one year after the worker ceases to be in employment of the factory”, the words “for a minimum period of forty years from the beginning of the employment or fifteen years after retirement or cessation of employment, whichever is later” shall be substituted.

8. *Amendment of rule 132.*— In rule 132 of the principal Rules, in sub-rule (4), for the words and figures “Form 33” and “Form 32”, wherever they occur, the words and figures “Form 30” shall be substituted.

By order and in the name of the Governor of Goa.

C. V. Dhume, Chief Inspector of Factories and Boilers and Ex-Officio Joint Secretary.

Panaji, 8th February, 1999.

Department of Law & Judiciary

Legal Affairs Division

Notification

10-4-98/LA

The Appropriation (Railways) No. 2 Act, 1998 (Central Act 8 of 1998), which has been passed by Parliament and assented to by the President of India on 22nd June, 1998 and published in the Gazette of India, Extraordinary, Part II, Section I, dated 23rd June, 1998 is hereby published for general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 4th January, 1999.

THE APPROPRIATION (RAILWAYS) No. 2 ACT, 1998

AN

ACT

to provide for the authorisation of appropriation of moneys out of the Consolidated Fund of India to meet the amounts spent on certain services for the purposes of Railways during the financial year ended on the 31st day of March, 1996 in excess of the amounts granted for those services and for that year.

Be it enacted by Parliament in the Forty-ninth Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (Railways) No. 2 Act, 1998.

2. *Issue of Rs. 603,27,26,009 out of the Consolidated Fund of India to meet certain expenditure for the financial year ended on the 31st day of March, 1996.*— From and out of the Consolidated Fund of India, the sums specified in column 3 of the Schedule amounting in the aggregate to the sum of six hundred and three crores, twenty-seven lakhs, twenty-six thousand and nine rupees shall be deemed to have been authorised to be paid and applied to meet the amounts spent for defraying the charges in respect of the services relating to Railways specified in column 2 of the Schedule during the financial year ended on the 31st day of March, 1996, in excess of the amounts granted for those services and for that year.

3. *Appropriation.*— The sums deemed to have been authorised to be paid and applied from and out of the Consolidated Fund of India under this Act shall be deemed to have been appropriated for the services and purposes expressed in the Schedule in relation to the financial year ended on the 31st day of March, 1996.

THE SCHEDULE
(See sections 2 and 5)

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consoli- dated Fund	Total
1	2	3		
		Rs.	Rs.	Rs.
8	Opening Expenses— —Rolling Stock and Equipment	7,77,16,373	...	7,77,16,373
12	Miscellaneous Working Expenses	4,96,23,241	...	4,96,23,241
13	Provident Fund, Pension and other Retirement Benefits	37,90,57,456	...	37,90,57,456
14	Appropriation to Funds	552,63,28,939	...	552,63,28,939
	Total	603,27,26,009	...	603,27,26,009

Department of Legislative Affairs

Goa Legislature Secretariat

Notification

LA/B/Estt/208/1999

In exercise of powers conferred under clause (3) of Article 187 of the Constitution of India, the Governor of Goa, after consultation with the Speaker of Goa Legislative Assembly is hereby pleased to make the following amendments to the Goa Legislature Secretariat (Recruitment and Conditions of Service) Rules 1988, namely:—

AMENDMENTS

For the existing sub-clause (1) and (2) of clause 4(8) substitute the following:

“(1) In the event of a vacancy in the office of the Speaker or the Deputy Speaker or in the event of either of them being prevented from performing his duties by any cause whatever, the Speaker or the Deputy Speaker, as the case may be, shall administer the Legislature Secretariat and the powers and duties of the Board shall be exercised by him.

(2) In the event of vacancies in the office of both the Speaker and the Deputy Speaker or if both are prevented

from performing their duties by any cause whatever, the Secretary shall, subject to the directions, if any, of the Governor, administer the Legislature Secretariat:

Provided that any matter which requires the approval or sanction of, or consultation with, the Board or special Board and which can without detriment to the Public interest be deferred until a new Speaker or Deputy Speaker is chosen or until either of them is capable of performing his duties, shall be deferred by the Secretary.”

By order and in the name of the Governor of Goa.

P. B. Sirsat, Under Secretary, Legislature.

Panaji, 1st February, 1999.

Department of Personnel

Order

3/1/96-PER(TRG)-1

Whereas the Goa Institute for Rural Development and Local Administration was set up vide Government Order No. 6/3/81-PER (Vol. VI) dated 23-10-96; and the post of Joint Secretary (Development) was redesignated as Joint Secretary (Training) and made ex-officio Director of the said Institute;

2. Whereas by further Order No. 3/1/96-PER (Trg)-I dated 19-10-1998, the Joint Secretary (Personnel), was declared as Head of Department of exercising powers under FR & SR vide Order No. 1-27-97-Fin (Bud) dated 20-4-98;

3. Whereas, the functions of the said Institute involve co-ordination among several Director level Officers of the State and other high level Officers outside the State and Government is of the view that the Institute should be headed by an appropriate high level Officer;

4. Now, therefore, it is hereby ordered with immediate effect—

(i) that the Secretary (Rural Dev.), Government of Goa shall be *ex-officio* Director of the Goa Institute for Rural Development and Local Administration;

(ii) that the Secretary (Rural Dev.) shall function as Head of the Department for the purpose of Goa Delegation of Financial Powers Rules, 1998 and other related Financial Rules, and for Service rules such as F. Rs. & S. Rs., C. S. Rs., C. C. S. (C. C. A.) Rules, C. C. S. (Conduct) Rules, Pension Rules and all other allied Rules as applied to Goa Institute for Rural Development and Local Administration;

(iii) that the Secretary (Rural Dev.) as ex-officio Director of Goa Institute of Rural Development and Local Administration shall be the Budget Controlling Authority for the provisions under the Major Head of Account "3451-Secretariat Economic Services, 090-Secretariat, 800-Other Expenditure, 01-Directorate of Training (Non-Plan)" and balance as on date under the various sub-heads and units of appropriation below the Head cited above shall stand placed at his disposal;

(iv) that the Appointing and Disciplinary Authority for Non-Gazetted staff under the said Institute shall vest in the Secretary (Rural Dev.) and the Appellate Authority shall vest in the Chief Secretary;

(v) that the orders redesignating Joint Secretary (Development) as Joint Secretary (Training) and Joint Secretary (Training) as Director of Training/Director of Goa Institute of Rural Development and Local Administration shall stand cancelled with immediate effect;

(vi) that all assets, staff, vehicles, etc. attached to the Directorate of Training shall stand transferred under the jurisdiction of the Secretary (Rural Dev.) as ex-officio Director, Goa Institute of Rural Development and Local Administration.

By order and in the name of the Governor of Goa.

A. Mascarenhas, Joint Secretary (Personnel).

Panaji, 19th January, 1999.

Notification

5/3/74-PER (Vol. II)

In exercise of the powers conferred by sub-section (2) of section 9, sub-section (2) of section 12 and section 24 of the Central Civil Services (Classification, Control and Appeal Rules), 1965 read with item (iii) of the Serial No. 4 of part III and item (iii) of Serial No. 1 of Part IV of the Schedule thereto, the Governor of Goa hereby specifies with immediate effect, the following authorities in place of authorities specified earlier regarding Appointing, Disciplinary and Appellate authorities under the said rules for Group 'C' and 'D' posts in the Secretariat.

SCHEDULE

Sl. No.	Description of post	Appointing Authority	Authority competent to impose penalties and which it may impose (with reference to item number in Rule 11)	Appellate Authority
1.	2.	3.	4.	5.
1.	Group 'C' and 'D' posts in the Secretariat	Secretary (GA)	Secretary (GA)	All Chief Secretary

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 8th January, 1999.

Department of Public Works

Office of the Chief Engineer

Notification

8-4/CE-PWD-Accts/98-99/1620

Read:—Notification No. 8-4/CE-PWD-Accts/97-98/828 dated 29-12-97.

Para 3(i) of the Notification under the preamble shall be substituted as Para 3(i)(a) as given below:—

"3(i)(a). The delayed payment charges at the rate of 2% per month shall become due and payable, if a bill is not paid on or before due date of payment specified in the water bill. The Minimum Delayed Payment charges will be rounded off to nearest Rupee".

The following Para shall be added as Para 3(i)(b) below Para 3(i)(a):—

"3(i)(b). Water Supply shall be disconnected in case payment of water bills remains overdue for 2 months".

This notification shall come into force w.e.f. 1-2-99.

By order and in the name of the Governor of Goa.

S. Rajagopalan, Chief Engineer, PWD and Ex-Officio Addl. Secretary.

Panaji, 28th January, 1999.

Corrigendum

In the Schedule to the Recruitment Rules of Directorate of Education published at page 608 of the Official Gazette Series I No. 44 dated 28-1-99, in column 11 the last line be corrected to read as "Master's Degree and Degree in Education" instead of "Master's Degree in Education".

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